



The Honorable Marsha J. Pechman

03-CV-02620-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMAZON.COM, INC., a Delaware corporation,

No. C03-2620P

Plaintiff,

[PROPOSED] ORDER TO COMPEL

v

CYBERPOWER PTY, LTD., a foreign corporation, LEONID "LEO" RADVINSKY, an individual, ACTIVSOFT, INC., an Illinois corporation, and JOHN DOES 3-20.

Defendants.

17 This matter came before the Court on plaintiff Amazon.com, Inc.'s ("Amazon.com") Motion
18 to Compel Discovery from Defendant Leonid Radvinsky ("Radvinsky") and to Compel Initial
19 Disclosures from Defendants Radvinsky, Cyberpower PTY, Ltd. ("Cyberpower"), and Activsoft,
20 Inc. ("Activsoft") (collectively "Defendants").

21 The Court has considered Plaintiff's Motion and supporting declarations and documents,
22 Defendant's opposition and supporting declarations and documents, if any, and Plaintiff's reply brief
23 and supporting declarations and documents, if any. The Court has also considered the pleadings and
24 papers filed in this action.

Based on the pleadings and evidence presented, it is now ORDERED:

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KWH741/DOCS53RJD/RJD_P223U

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1. Amazon.com's Motion to Compel is GRANTED.

2. Radvinsky is ordered to provide full and complete responses to Amazon.com's First Set of Discovery, including production of documents, within five (5) days after the date of this Order;

3. Defendants are ordered to provide Amazon.com with Initial Disclosures pursuant to Fed. R. Civ. P. 26(a) within five (5) days after the date of this Order.

4. Defendants are ordered to pay reasonable attorneys' fees and costs incurred by Amazon.com having to bring its Motion to Compel.

DATED this 20 day of December, 2004.

Wesley Peeler

**HONORABLE MARSHA J. PECHMAN
UNITED STATES DISTRICT JUDGE**

Presented by:

PRESTON GATES & ELLIS LLP

By /s/ Robert J. Dzielak

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